

Discretionary Powers contained in Part 9 of the CIL Regulations

Surcharges

Regulations 80-86 give collecting authorities the power to impose surcharges in seven sets of circumstances.

CIL Stop Notices

Regulation 89 gives collecting authorities the power to issue a CIL Stop Notice preventing any further development on a site until the CIL has been paid.

Applications for Liability Orders

Regulation 97 gives collecting authorities the power to apply to a magistrates court for a "Liability Order" against the person by whom the CIL is payable.

Distress

Regulation 98 gives collecting authorities the power to levy the appropriate amount of distress¹ and sell the goods of the CIL debtor against whom a liability order has been made.

Charging orders

Regulation 103 gives authorities the power to apply for a charging order when a liability order has been made and at least £2,000 of the amount due is outstanding.

¹ Distress is a remedy in law where a creditor takes into their possession the property of a debtor to satisfy a debt or demand for payment.